

# UNITED STATES BANKRUPTCY APPELLATE PANEL *for the Eighth Circuit*

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## STATISTICAL REPORT

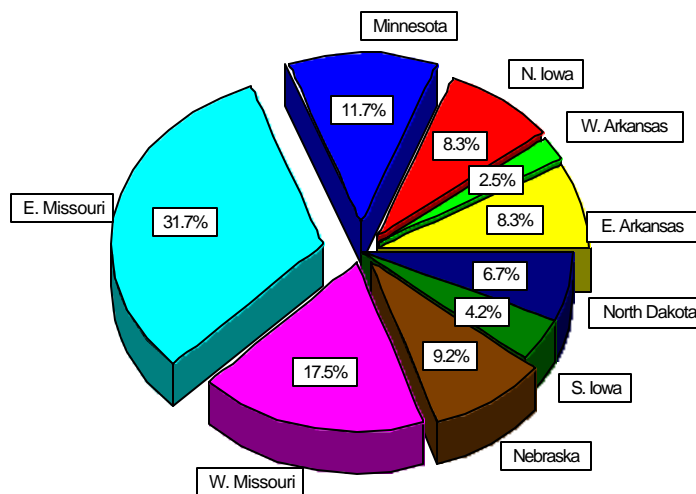
**JANUARY 1, 2000 thru DECEMBER 31, 2000**

### New Case Filings

In 2000, one hundred-twenty cases were docketed by the Bankruptcy Appellate Panel. Twenty-nine of those cases (24%) were filed by pro se litigants. Of the cases filed, seventy-nine were appeals from contested matters and forty-one were appeals from adversary proceedings. Five applications to take an interlocutory appeal were filed, all of which were denied. The graphics below illustrate the breakdown of case origin by district.

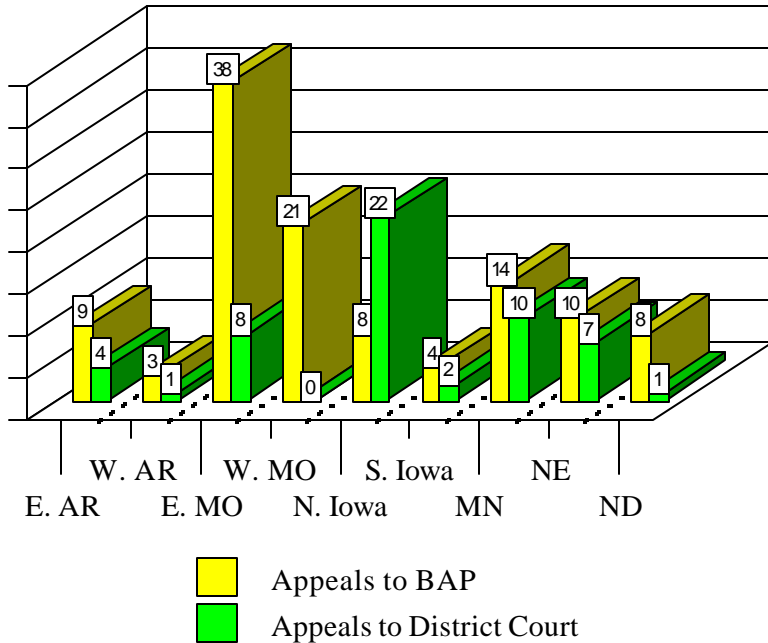
**New Cases**

Eastern Arkansas	10
Western Arkansas	3
Northern Iowa	10
Southern Iowa	5
Minnesota	14
Eastern Missouri	38
Western Missouri	21
Nebraska	11
North Dakota	8
<b>TOTAL</b>	<b>120</b>



## District Court Elections

The chart to the left compares the number of appeals taken to the Bankruptcy Appellate Panel with those taken to the District Courts. In 2000, one hundred seventy appeals were taken from the Bankruptcy Courts. One hundred-fifteen of those cases (68%) were appealed to and remained with the Bankruptcy Appellate Panel; fifty-five of the cases (32%) were appealed directly to or were transferred to the District Courts.

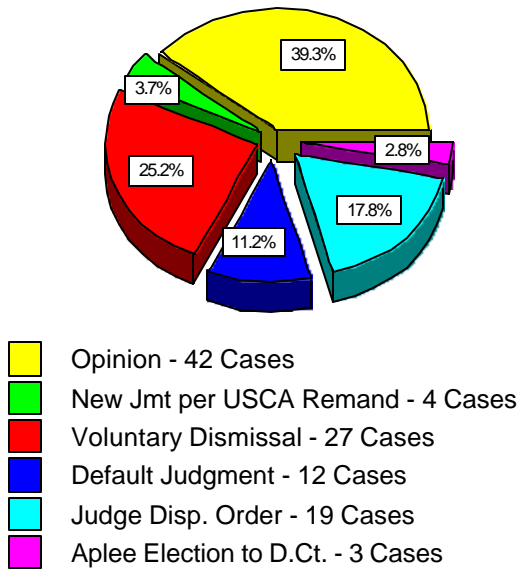


## Case Processing Time

In 2000, Administrative Panel matters were resolved, on average, in ten days. Listed in the table below are average processing times calculated for cases which were briefed, submitted on the merits and subsequently closed in 2000.

Interval:	1	2	3	Total Processing Time
From:	Docketing	Aplee's Brief	Submission	
To:	Aplee's Brief	Submission	Disposition	
Cases Submitted w/Argument	71 days 2.3 months	58 days 1.9 months	42 days 1.4 months	171 days 5.6 months
Cases Submitted w/o Argument	73 days 2.4 months	17 days .6 months	40 days 1.3 months	130 days 4.3 months
All Cases	72 days 2.4 months	51 days 1.7 months	41 days 1.3 months	164 days 5.4 months

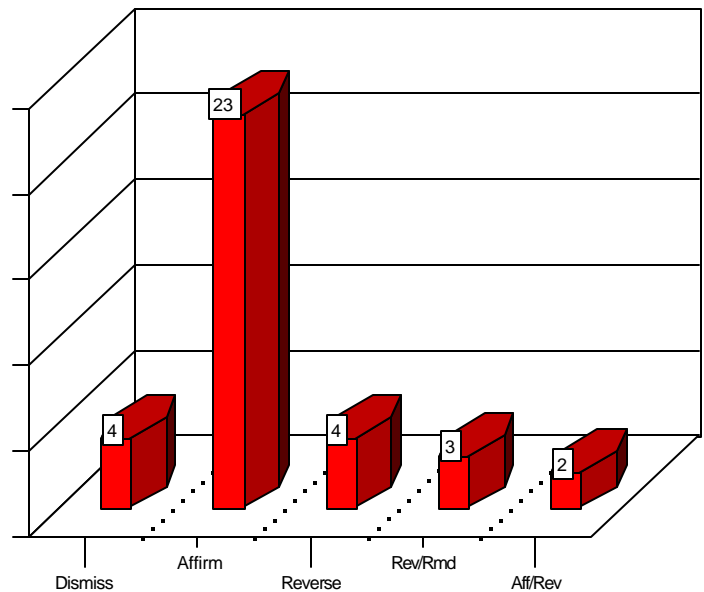
## Case Dispositions



One hundred-three cases were closed in 2000. In addition, four previously-closed cases were re-opened and dispositive orders were entered pursuant to remand orders from the 8<sup>th</sup> Circuit Court. The Panel wrote a total of thirty-six opinions which disposed of forty-two cases. In addition, sixteen dispositive orders, which closed nineteen cases, were entered at the direction of the Panel. To the left is a breakdown of the method by which each case was closed.

## Opinion Breakdown

The chart to the right breaks down each opinion by its outcome. As shown in the chart, the majority of opinions (75%) either affirmed the Bankruptcy Court decision or dismissed the appeal.



## Panel Referrals

In 2000, twenty-three referrals were made to Administrative Panels; nine of those cases were subsequently referred back to the panel, resulting in a total of thirty-two Administrative Panel referrals. Seven cases were submitted to Screening Panels and forty cases were submitted to Hearing Panels in 2000. Hearings were held in St. Paul (2), St. Louis (3), Kansas City (2), Omaha (2), Little Rock, Fargo and Des Moines. In addition, the Panel held a hearing via video-conference between St. Louis and Little Rock.

## Appeals to the U.S. Court of Appeals

A total of twenty-nine appeals were taken to the U.S. Court of Appeals in bankruptcy cases in 2000. Of those appeals, seventeen (59%) were from District Court decisions and twelve (41%) were from Bankruptcy Appellate Panel decisions.

In addition to the twelve appeals taken from Bankruptcy Appellate Panel to the Court of Appeals this year, fourteen Panel cases were pending before the Court of Appeals at the beginning of the year. Thirteen cases were closed by the Court of Appeals during the last year, leaving a total of thirteen cases pending. Following is a breakdown of the method by which BAP cases appealed to the Court of Appeals were closed:

Affirmed .....	9
Reversed/Remanded .....	1
Voluntarily Dismissed .....	1
Dismissed as Moot .....	1
Remanded .....	1